



CANNON BUILDING
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STATE OF DELAWARE
COUNCIL ON REAL ESTATE APPRAISERS

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PUBLIC MEETING MINUTES:	COUNCIL ON REAL ESTATE APPRAISERS
MEETING DATE AND TIME:	Tuesday, November 15, 2016 at 1:00 p.m.
PLACE:	Division of Professional Regulation 861 Silver Lake Blvd., Conference Room A Cannon Bldg., Dover, Delaware 19904
MINUTES FOR APPROVAL:	January 26, 2017

MEMBERS PRESENT

Lynn Baker, Professional Member, Chair
Douglas Nickel, Professional Member, Vice-Chair
Georgianna Trietley, Professional Member.
Earl Timmons, Professional Member
Patricia Ennis, Public Member
Denise Stokes, Public Member

MEMBERS ABSENT

Mark Rainford, Public Member
Christopher Schneider, Professional Member
Kevin Gillis, Banking Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Jennifer Witte, Administrative Specialist II
Kevin Maloney, Deputy Attorney General

OTHERS PRESENT

Sheila Ross
Calvin Thomas, Jr.
Malissa Storey

CALL TO ORDER

Mr. Baker called the meeting to order at 9:32 a.m.

REVIEW OF MINUTES

A motion was made by Mr. Nickel, seconded by Mr. Timmons, to approve the minutes from the October 18, 2016 meeting as presented. The motion was unanimously carried.

UNFINISHED BUSINESS

Final Denial – Lawrence Trzonkowski

The Council proposed to deny Mr. Trzonkowski's application for licensure at the October 18, 2016 meeting with the right to a hearing before the Council due to failure to meet the requirements for licensure. Mr. Trzonkowski was informed of the Council's decision via certified and first class mail. The certified green card was returned signed for by Mr. Trzonkowski on October 21, 2016. Mr. Trzonkowski has not responded to the Council's notice. A motion was made by Mr. Timmons, seconded by Ms. Trietley, to deny Mr. Trzonkowski's application for licensure. The motion was unanimously carried.

Discussion on Assessor Trainee License

Due to a letter the Council received from Doug Sensabaugh, manager with the New Castle County Office of Property Assessment, the Council was asked to consider creating and adding an Assessor Trainee as a new classification in Delaware. Ms. Trietley had volunteered to research other states for similar license types. In her research she found that there were no other states that carried this license type, however there were several states that had a breakdown of the scope of practice requirement at each level. After a brief discussion, the Council found no need to create this license type in Delaware. Ms. Trietley will respond to Mr. Sensabaugh suggesting that the State do a restructure of the job titles and descriptions at each level.

NEW BUSINESS

Review of Temporary Permit Applications

After review due to an administrative penalty in another state, a motion was made by Ms. Trietley, seconded by Mr. Nickel, to approve the temporary permit application of Patrick Craig. The motion was unanimously carried.

Review and Consider Recommendation of the Chief Hearing Officer

Calvin Thomas, Jr. – #X1-0000576

After review, a motion was made by Mr. Nickel, seconded by Mr. Timmons, to accept the recommendation of the Chief Hearing Officer as presented. The motion was unanimously carried.

Mr. Thomas was present and asked the Council for clarification on a letter of reprimand.

Mr. Timmons stated that in reviewing the recommendations, he noted that there was an inconsistency in the length of time allotted to complete deficient continuing education hours and expressed his feeling that there should be a consistency in the discipline imposed.

Steven Ulrich - #X2-0000119

After review, a motion was made by Mr. Nickel, seconded by Mr. Timmons, to accept the recommendation of the Chief Hearing Officer with an amendment adding a letter of reprimand. The motion was unanimously carried.

Kelly Hoffert - #X1-0000575

After review, a motion was made by Mr. Timmons, seconded by Mr. Nickel, to accept the recommendation of the Chief Hearing Officer with an amendment to complete the deficient continuing education hours within 60 days of the date of the final order. The motion was unanimously carried.

William Furia - #X2-0000453

After review, a motion was made by Mr. Baker, seconded by Mr. Nickel, to accept the recommendation of the Chief Hearing Officer as presented. The motion was unanimously carried.

Ung Lee - #X2-0000654

After review, a motion was made by Mr. Nickel, seconded by Mr. Timmons, to accept the recommendation of the Chief Hearing Officer with an amendment to complete the deficient continuing education hours within 60 days of the date of the final order. The motion was unanimously carried.

Kelly Franklin - #X2-0000401

After review, a motion was made by Mr. Baker, seconded by Ms. Trietley, to accept the recommendation of the Chief Hearing Officer with an amendment to complete the deficient continuing education hours within 60 days of the date of the final order. The motion was unanimously carried.

Joseph Ballasy - #X2-0000363

After review, a motion was made by Mr. Nickel, seconded by Mr. Timmons, to accept the recommendation of the Chief Hearing Officer as presented. The motion was unanimously carried.

Andrew Paffenroth - #X2-0000604

After review, a motion was made by Mr. Timmons, seconded by Mr. Baker, to accept the recommendation of the Chief Hearing Officer as presented. The motion was unanimously carried.

Thomas Mullins - #X1-0000636

After review, a motion was made by Mr. Baker, seconded by Mr. Timmons, to accept the recommendation of the Chief Hearing Officer as presented. The motion was unanimously carried.

Malissa Storey - #X2-0000566

After review, a motion was made by Mr. Nickel, seconded by Mr. Baker, to accept the recommendation of the Chief Hearing Officer as presented. The motion was unanimously carried.

Ms. Storey was present and explained the reason for her deficiency. She also added that she found it rather difficult to locate courses in a classroom setting. The Council assured her that those courses are available as other licensees have been able to attend them.

Ratify Temporary Practice Permit Applications

A motion was made by Mr. Baker, seconded by Mr. Timmons, to approve the ratified temporary practice permit applications of Bruce Nell, Jeffrey Patchel, James Black, Frederick Richard, Eric Lewis and Eric Michel. The motion was unanimously carried.

Review of Continuing Education Activities

After review, a motion was made by Mr. Nickel, seconded by Mr. Baker, to approve the continuing education activities as follows:

Delaware Chapter of the Appraisal Institute

DelMarVa Resort & Real Estate Outlook, 2 hours CE (classroom)

U.S. Environmental Protection Agency

Aquatic Resource Awareness for Real Estate Appraisers, 2.25 hours CE (online)

McKissock, LLC

Supporting Your Adjustments – Methods for Residential Appraisals, 3 hours CE (online)

Appraisal Practices of Manufactured Housing – Live Webinar, 4 hours CE (online)

Residential Property Inspection for Appraisers, 7 hours CE (online)

The Income Approach: An Overview, 7 hours CE (online)

The motion was unanimously carried.

Ratify Certified Residential Real Property Appraisers – Reciprocity

A motion was made by Mr. Baker, seconded by Ms. Trietley, to approve the ratified certified residential real property appraiser application of Kevin Burkhardt. The motion was unanimously carried.

Election of Officers

A motion was made by Mr. Baker, seconded by Ms. Trietley, to nominate Mr. Nickel as Chairperson. The motion was unanimously carried.

A motion was made by Mr. Nickel, seconded by Mr. Baker, to nominate Mr. Timmons as Vice-Chairperson. The motion was unanimously carried.

Ratify Real Estate Certified General Appraiser Applications – Reciprocity

A motion was made by Ms. Trietley, seconded by Mr. Timmons, to approve the ratified certified general appraiser application of Seth Weiss. The motion was unanimously carried.

CORRESPONDENCE

There was no correspondence.

OTHER BUSINESS BEFORE THE COUNCIL

Mr. Maloney stated that per the last Council meeting, he did review the AQB's website regarding a limit on temporary practice permits.

Mr. Timmons state that he looked at some of the surrounding states (Virginia, New Jersey, Maryland, New York and Pennsylvania) and found that 2/3 had a limit of 3 temporary practice permits per year while the other two states had no mention of a limit. Mr. Nickel added that the current rules and regulations do not specify a limit and suggested that the Council propose a rule change to set a limit of 3 permits per applicant per year. Mr. Maloney will draft a proposed amendment for the January 26, 2017 meeting.

PUBLIC COMMENT

Ms. Ross wanted to state that she agrees that there should be continuing education taken in a classroom setting, however with many providers having a larger number of online courses available versus live setting courses, she would like to suggest that the Council take into consideration reducing the number of classroom hours for the continuing education requirement which is currently fourteen. The Council will revisit this suggestion at its January 26, 2017 meeting.

NEXT MEETING

The next meeting will be January 26, 2017 at 9:30 a.m. in Conference Room A.

ADJOURNMENT

There being no further business, a motion was made by Mr. Nickel, seconded by Ms. Ennis, to adjourn the meeting at 11:11 a.m. The motion unanimously carried.

Respectfully submitted,

Jennifer L. Witte

Administrative Specialist II